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By: **Delegates Schisler and Eckardt**

Introduced and read first time: February 6, 2003

Assigned to: Economic Matters

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A BILL ENTITLED

1 AN ACT concerning

2 **Talbot County - Applicants for Alcoholic Beverages Licenses - Criminal**  
3 **History Records Check**

4 FOR the purpose of requiring the Board of Liquor License Commissioners of Talbot  
5 County to require an applicant for a new alcoholic beverages license or for a  
6 transfer of an existing alcoholic beverages license to be fingerprinted and be the  
7 subject of a State and national criminal history records check; prohibiting the  
8 Board from disseminating certain information to certain persons; authorizing  
9 the Board to disseminate certain information to members of the Board and their  
10 designees; authorizing the Board to charge certain applicants for certain costs;  
11 authorizing the Board to make a certain exemption for certain persons; defining  
12 certain terms; making this Act an emergency measure; and generally relating to  
13 alcoholic beverages licenses in Talbot County.

14 BY adding to  
15 Article 2B - Alcoholic Beverages  
16 Section 10-103(b)(13)(xiii)  
17 Annotated Code of Maryland  
18 (2001 Replacement Volume and 2002 Supplement)

19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
20 MARYLAND, That the Laws of Maryland read as follows:

21 **Article 2B - Alcoholic Beverages**

22 10-103.

23 (b) (13) (XIII) 1. A. IN THIS SUBPARAGRAPH THE FOLLOWING WORDS  
24 HAVE THE MEANINGS INDICATED.

25 B. "APPLICANT" MEANS AN APPLICANT FOR A NEW  
26 ALCOHOLIC BEVERAGES LICENSE OR FOR A TRANSFER OF AN EXISTING ALCOHOLIC  
27 BEVERAGES LICENSE.

1 C. "BOARD" MEANS THE BOARD OF LIQUOR LICENSE  
2 COMMISSIONERS OF TALBOT COUNTY.

3 2. THIS SUBPARAGRAPH APPLIES ONLY IN TALBOT COUNTY.

4 3. THE BOARD SHALL:

5 A. REQUIRE AN APPLICANT TO BE FINGERPRINTED;

6 B. FORWARD THE FINGERPRINTS TO THE CRIMINAL JUSTICE  
7 SYSTEM CENTRAL REPOSITORY IN THE DEPARTMENT OF PUBLIC SAFETY AND  
8 CORRECTIONAL SERVICES; AND

9 C. REQUEST FROM THE CENTRAL REPOSITORY A STATE AND  
10 NATIONAL CRIMINAL HISTORY RECORDS CHECK OF THE APPLICANT.

11 4. THE BOARD MAY NOT DISSEMINATE INFORMATION FROM  
12 CRIMINAL RECORDS TO THE PUBLIC BUT MAY MAKE INFORMATION FROM CRIMINAL  
13 RECORDS AVAILABLE TO MEMBERS OF THE BOARD AND THEIR DESIGNEES.

14 5. THE BOARD MAY CHARGE AN APPLICANT FOR THE COST  
15 OF FINGERPRINTING AND PERFORMING A STATE AND NATIONAL CRIMINAL HISTORY  
16 RECORDS CHECK.

17 6. THE BOARD MAY EXEMPT FROM THIS SUBPARAGRAPH A  
18 LICENSE HOLDER WHO SEEKS TO RENEW AN ALCOHOLIC BEVERAGES LICENSE.

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency  
20 measure, is necessary for the immediate preservation of the public health or safety,  
21 has been passed by a ye and nay vote supported by three-fifths of all the members  
22 elected to each of the two Houses of the General Assembly, and shall take effect from  
23 the date it is enacted.